

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

MICHAEL EDWARD JOHNSON,

Plaintiff,

vs.

UNION PACIFIC RAILROAD CO.,

Defendant.

8:23CV216

ORDER

This matter came on for a jury trial concluding on May 9, 2025. The jury rendered its verdict in favor of Defendant on May 12, 2025. [Filing No. 160](#). The Court enters this Order addressing certain outstanding issues.

Defendant's oral motion for judgment as a matter of law pursuant to Rule 50(a) is denied as moot in light of the jury verdict in its favor. See [Fed. R. Civ. P. 50](#) (advisory committee note to the 1991 amendment indicating "a jury verdict for the moving party moots the" Rule 50 motion); [Silva v. Chung, No. CV 15-00436 HG-KJM, 2019 WL 11234196, at *2 \(D. Haw. June 19, 2019\)](#) (collecting cases).

Plaintiff's oral motion for judgment as a matter of law pursuant to Rule 50(a) is denied without prejudice to his ability to reassert a renewed motion for judgment as a matter of law under Rule 50(b).

Plaintiff's request for equitable relief, [Filing No. 1 at 13](#), is denied in light of the jury's verdict finding no liability for Defendant.

IT IS ORDERED:

- 1) The parties' oral motions for judgment as a matter of law under Fed. R. Civ. P. 50(a) are denied.

- 2) Plaintiff's request for equitable relief is denied.
- 3) The Court will enter a separate judgment.

Dated this 13th day of May, 2025.

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge